

APPLICATION FOR WRIT OF HABEAS CORPUS
UNITED STATES DISTRICT COURT

UNITED STATES OF AMERICA

- against -

Raphael Rodriguez

Defendant.

☒ 12 CR-359 (ERK)

☐ Criminal Miscellaneous

FILED
 CLERK
 2012 JUN -6 PM 3:38
 U.S. DISTRICT COURT
 EASTERN DISTRICT
 OF NEW YORK

The undersigned ☒ Assistant U.S. Attorney ☐ Special Attorney hereby applies to the captioned Court for the issuance of a writ of habeas corpus ☐ ad prosequendum ☐ ad testificandum ☐ in re a motion pursuant to 28 U.S.C. § 2255 and avers:

1. Name of detainee (and detainee number, if known): RAPHAEL ABRAHAM RODRIGUEZ (male)
USMS# 60225-054

2. Detained by ☐ Warden, New York Metropolitan Correctional Center, New York, New York

☐ Warden,

☒ Other: USP Florence ADMAX, U.S. Penitentiary, 5880 HWY 67 South, Florence, CO 81226

[Specify title of custodian and name and location of detention facility]

3. Detainee is ☐ charged in this district by ☒ Indictment ☐ Information ☐ complaint with,
 OR ☐ was convicted in this district of, violating Title 18, U.S.C. § 113 (a)(6) & 3551, OR ☐ is a witness not
 otherwise available by the ordinary process of the Court.

4. Appearance is necessary on Wednesday June 13, 2012, at 10 o'clock a M ☐ in
 Courtroom Number 2A, OR ☐ before the Federal Grand Jury sitting in Room Number _____, of the United States
 Courthouse for this district, for ☒ arraignment ☐ plea ☐ trial ☐ sentencing
☐ in re a motion pursuant to 28 U.S.C. § 2255 ☐ the purpose of giving necessary testimony in the captioned proceeding
☐ other purpose(s), specifically _____

GRACE MOODY
 Notary Public, State of New York
 No. 01MO5069092

Qualified in Kings County 2014
 Commission Expires November 12, 2014

Sworn to before me this
06 day of June, 2012

2012

for Darren LaVerne

☒ Assistant United States Attorney
 Eastern District of New York

☐ Special Assistant United States Attorney

WRIT OF HABEAS CORPUS

☐ Ad Prosequendum

☒ Ad Testificandum

☐ In Re Motion to Vacate

The instant application is granted and the above-named custodian, as well as the United States Marshal for this district, his deputies, and all other United States Marshals and their deputies, is and are each directed to produce the named detainee, in civilian clothes, on the date, at the time, and in the place recited above, and thereafter to maintain the said detainee within the jurisdiction of this Court pending the satisfaction of this writ or the further orders of the Court.

Dated: 6/6/12, New York

s/JMA

CLERK, E.D.N.Y.

Deputy Clerk

A TRUE COPY	
ATTEST	DATE
DOUGLAS C. PALMER	6/6/12
BY <u>C. Riquelme</u>	CLERK
DEPUTY CLERK	